

**§ 18.2-152.5. Computer invasion of privacy.**

- A. *It shall be unlawful for any person to*~~A person is guilty of the crime of computer invasion of privacy when he uses~~ *use* a computer or ~~computer~~-network and intentionally~~examines~~ *examine* without authority any employment, salary, credit or any other financial or personal information relating to any other person. "Examination" under this section requires the offender to review the information relating to any other person after the time at which the offender knows or should know that he is without authority to view the information displayed.
- B. *Any person who violates this section shall be guilty of* ~~The crime of~~ *computer invasion of privacy, which offense shall be*~~punishable~~ *punished* as a Class 1 misdemeanor.
- C. *Any person who violates this section after having been previously convicted of a violation of this section or any substantially similar laws of any other state or of the United States shall be guilty of a Class 6 felony.*
- D. *Any person who violates this section and sells or distributes such information to another, or uses such information in the commission of another crime, shall be guilty of a Class 5 felony.*

**§ 18.2-152.5:1.            Gathering Personal Information by Deception.**

- A.     *It shall be unlawful for any person to knowingly*
1.     *Create or procure the creation of a website or domain name that represents itself as a legitimate business, without the authority or approval of the registered owner of the actual website or domain name of the legitimate business and use that website or domain name to induce, request, ask, or solicit any person to transmit, submit, or provide any means of identification;*
  2.     *Transmit an electronic communication that falsely represents itself as being sent by a legitimate business or includes a link to website that falsely purports to belong to or be associated with such legitimate business; and induce, request, ask, or solicit a recipient of the electronic communication directly or indirectly to provide, submit, or relate any means of identification to another; or*
  3.     *Violates this section through the use of a computer contaminant.*
- B.     *Any person who violates this section shall be guilty a Class 6 felony.*
- C.     *Any person who violates this section and sells or distributes such information to another, or uses such information in the commission of another crime, shall be guilty of a Class 5 felony.*

OR

- A.     *Any person who uses a computer or network with the intent to fraudulently obtain, record or access identifying information, as defined in subsections (iii) through (xiii) of § 18.2-186.3(C), shall be guilty of a Class 6 felony.*
- B.     *Any person who fraudulently obtains through the use of a computer or network any identifying information, as defined in subsections (iii) through (xiii) of § 18.2-186.3(C), and sells or distributes such information to another, or uses such information in the commission of another crime, shall be guilty of a Class 5 felony.*